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HOUSE BILL 377

47TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2005

INTRODUCED BY

Thomas A. Anderson

AN ACT

RELATING TO DEADLY WEAPONS; ALLOWING JUDGES TO CARRY FIREARMS  
IN THE COURTHOUSE.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. Section 30-7-2 NMSA 1978 (being Laws 1963,  
Chapter 303, Section 7-2, as amended) is amended to read:

"30-7-2. UNLAWFUL CARRYING OF A DEADLY WEAPON. --

A. Unlawful carrying of a deadly weapon consists of  
carrying a concealed loaded firearm or any other type of deadly  
weapon anywhere, except in the following cases:

(1) in the person's residence or on real  
property belonging to [~~him~~] the person as owner, lessee, tenant  
or licensee;

(2) in a private automobile or other private  
means of conveyance, for lawful protection of the person's or

underscored material = new  
[bracketed material] = delete

1 another's person or property;

2 (3) by a peace officer in accordance with the  
3 policies of ~~[his]~~ the peace officer's law enforcement agency  
4 who is certified pursuant to the Law Enforcement Training Act;

5 (4) by a peace officer in accordance with the  
6 policies of ~~[his]~~ the peace officer's law enforcement agency  
7 who is employed on a temporary basis by that agency and who has  
8 successfully completed a course of firearms instruction  
9 prescribed by the New Mexico law enforcement academy or  
10 provided by a certified firearms instructor who is employed on  
11 a permanent basis by a law enforcement agency; ~~[or]~~

12 (5) by a person in possession of a valid  
13 concealed handgun license issued to ~~[him]~~ the person by the  
14 department of public safety pursuant to the provisions of the  
15 Concealed Handgun Carry Act; or

16 (6) by a judge in the courthouse if the judge  
17 has successfully completed a course of firearms instruction  
18 prescribed by the New Mexico law enforcement academy or  
19 provided by a certified firearms instructor who is employed on  
20 a permanent basis by a law enforcement agency.

21 B. Nothing in this section shall be construed to  
22 prevent the carrying of any unloaded firearm.

23 C. Whoever commits unlawful carrying of a deadly  
24 weapon is guilty of a petty misdemeanor. "